

**APPROVED MINUTES
VILLAGE OF LAKE ZURICH
Board of Trustees
70 East Main Street**



Tuesday, September 3, 2019 7:00 p.m.

1. **CALL TO ORDER** by Mayor Thomas M. Poynton at 7.00p.m.
2. **ROLL CALL:** Mayor Thomas Poynton, Trustee Mary Beth Euker, Trustee Janice Gannon, Trustee Jonathan Sprawka, Trustee Greg Weider. Trustee Jim Beaudoin and Trustee Marc Spacone were absent and excused. Also in attendance: Village Manager Ray Keller, Asst. Village Manager Roy Witherow, Village Atty. Scott Uhler, Finance Dir. Jodie Hartman, Dir. of Innovation Michael Duebner, Fire Chief John Malcolm, Police Chief Steve Husak, Dir. Of Community Services Sarosh Saher, Public Works Dir. Mike Brown.
3. **PLEDGE OF ALLEGIANCE**
4. **PUBLIC COMMENT**
Guillermina Figueroa, 535 Ramblewood Ct., addressed the Board on her concern about recreational marijuana being sold in downtown Lake Zurich. Mayor Poynton responded to Ms. Figueroa that there have been no decisions about the sale of marijuana in Lake Zurich, the Board, staff and community have started to investigate the law which is effective January 1st, 2020.
5. **PRESIDENT'S REPORT / COMMUNITY UPDATE**
There was none.
6. **CONSENT AGENDA**
 - A. Approval of Minutes of the Village Board Meeting, August 19, 2019
 - B. Approval of Semi-Monthly Warrant Register Dated September 3, 2019
Totaling \$836,178.89
 - C. Agreement for 2019 Parkway Tree Replacement Program to Americana Landscape Group in the Amount Not-to-Exceed \$50,000
Summary: The FY 2019 budget includes \$50,000 in the Capital Projects Fund for parkway tree replacements. The Village has completed the removal of approximately 3,300 ash trees that were infected with the Emerald Ash Borer beetle and continues to steadily invest in a long-term tree replacement program to restore the urban forest canopy. Replacements this year will focus on Sparrow Ridge, Chasewood and Quail Run subdivisions. Species chosen are vetted through the Tree Commission, Village's certified Arborist, and the Director of Public Works with a focus on enhancing the overall diversity of the tree population. Last year in 2018, the Village approved a

contract with Americana Landscape Group of Elgin with the option to accept two one-year renewals with no price increase on any tree species.

D. Ordinance Granting a Variation from the Residential Corner Side-Yard Setback Requirements at the Subject Property for 230 North Old Rand Road ORD. #2019-09-323

Summary: The owner of the residential single-family property at 230 North Old Rand Road is seeking a Zoning Code variation to allow for the construction of a three-season room that will encroach just over two feet into the required 25-foot corner side-yard setback. The proposed addition is 15 feet wide by 12 feet deep and would be constructed on the northwest side of the house. The Planning and Zoning Commission held a public hearing on August 21, 2019 to consider this variation and voted 7-0 in favor of recommending approval.

E. Rejection of Bids Submitted on July 24, 2019 to the Village of Lake Zurich for Streambank Stabilization of Kildeer Creek with the Intent to Re-Bid the Project

Summary: Competitive bidding was conducted for streambank restoration of Kildeer Creek south of Route 22 and west of Quentin Road. The lowest apparent bidder withdrew their bid several days after the bid opening due to a miscalculation and the remaining four bids exceed the project budget of \$400,000. The Village will likely receive more favorable pricing by re-bidding the project this winter.

Motion was made by Mayor Poynton, seconded by Trustee Sprawka, to approve the Consent Agenda as presented.

AYES: 4 Trustees Euker, Gannon, Sprawka, Weider.

NAYS: 0

ABSENT: 2 Trustees Beaudoin, Spacone.

MOTION CARRIED.

7. OLD BUSINESS

None at this time.

8. NEW BUSINESS

A. Ordinance Amending Title 3, Chapter 2, Section 16 of the Village of Lake Zurich Municipal Code Concerning the Regulations of Sound Amplifiers ORD. #2019-09-324

Summary: This ordinance updates Title 3, Chapter 2, Section 16 "Sound Amplifiers" of the Village Code, which has not been amended since 1993. The ordinance updates the definition for "sound amplifier," and expands the hours of permitted operation for an amplifier to 9 am-10 pm on Thursday through Saturday and 9 am to 9 pm Sunday through Wednesday. To encourage compliance, there is no fee for a sound amplifier permit, but fines for noncompliance will start at \$250 for the first offense, \$500 for the second and \$750 for the third violation within a year. These regulations will not apply to sound systems in home or private vehicles, so long as they do not cause a public nuisance.

Trustee Gannon asked about loudness and who will monitor. Village Manager Keller answered the question as did staff. It will be by complaint to police and officer's discretion. Trustee Euker stated that she researched

nearby communities and the ordinance is similar to those with the difference of hours. Ms. Euker said that the ordinance was outdated. Trustee Gannon stated that she was opposed to the hours of the ordinance.

Recommended Action: A motion was made by Trustee Euker, seconded by Trustee Sprawka, to approved Ordinance #2019-09-324 Amending Title 3, Chapter 2, Section 16 of the Village of Lake Zurich Municipal Code concerning the Regulations of Sound Amplifiers.

AYES: 4 Trustees Euker, Sprawka, Weider. Mayor Poynton.

NAYS: 1 Trustee Gannon.

ABSENT: 2 Trustees Beaudoin, Spacone.

MOTION CARRIED.

B. Introduction and Presentation of Updated 20-Year Community Investment Plan

Summary: The Village of Lake Zurich presently owns and maintains \$130 million in capital assets, including roads, water mains, sanitary and storm sewers, buildings, equipment, technology, and other infrastructure. The Village strives to maintain the high quality of its services and assets, providing careful stewardship of public infrastructure investments. Replacing these items as they age can be a financial drain on the limited resources of the Village, especially when they compete against more immediate service needs. Emergency repairs and replacement costs are significantly more expensive than planned purchases, proving a fiscally prudent necessity to maintain financial stability.

Village Staff has evaluated and prioritized the capital needs of the community for the next 20 years to better plan for these costs and when possible, set aside resources to provide minimal impact to the operations of the budget. Village Manger Keller will provide an overview of the updated Community Investment Plan (CIP) that will facilitate budgetary and operational decisions for the next Fiscal Year and beyond.

Village Manager Keller introduced the CIP and gave a brief explanation. The Board did not have any questions at this time.

Recommended Action: The CIP will return at a future Village Board meeting for a formal vote of adoption. For now, the CIP is being introduced to the Board and the community for feedback and questions.

9. TRUSTEE REPORTS AND COMMENTS

There were none.

10. VILLAGE MANAGER'S REPORT

There was none.

11. ATTORNEY'S REPORT

There was none.

12. DEPARTMENT HEAD REPORTS

Chief John Malcolm reported that the Fire Dept. has received a Federal grant of \$312,900 to replace the self-contained breathing apparatus equipment. Chief Malcolm thanked Deputy Chief Kelly for the grant writing application and other fire dept. staff involved.

Mayor Poynton reminded residents of the upcoming Rock The Block on Saturday, Sept 7th 2019 from 5-11pm on Main Street.

13. ADJOURNMENT

Motion to adjourn was made by Trustee Weider, seconded by Trustee Sprawka.

AYES: 4 Trustees Euker, Gannon, Sprawka, Weider

NAYS: 0

ABSENT: 2 Trustees Beaudoin, Spacone.

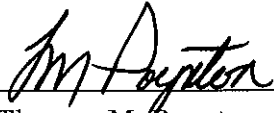
MOTION CARRIED.

Meeting adjourned at 7.29pm

Respectfully Submitted by:

Kathleen Johnson, Village Clerk.

Approved by:



Thomas M. Poynton, Village Mayor

9-4-2019

Date.